S.B. Criminal Misc. Bail Application No.5435/2006

Date : 01.12.2006

HON'BLE MR.SATYA PRAKASH PATHAK, J.

Mr. Pradeep Shah for the applicant.

Mr. V.R. Mehta, Public Prosecutor.

Mr. H.S. Sidhu for complainant.

I have heard learned counsel for the applicant as well as the learned Public Prosecutor for the State assisted by learned counsel for the complainant and carefully gone through the impugned order.

The contention of learned counsel for the applicant is that allegation of Section 306 IPC has been falsely made against the accused applicant. He submits that the co-accused has already been granted bail by the trial court. He further submits that in the instant case no injury has been caused to the complainant.

On the other hand, learned Public Prosecutor assisted by learned counsel for the complainant opposed the bail application.

I have considered the submissions made before me.

Taking into consideration the overall facts and circumstances of the present case, I deem it just and proper to enlarge the accused applicant on bail.

Accordingly, the bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that applicant Saheb Ram s/o Hari Ram shall be released on bail in Complaint Case No.212/2006 (State Vs. Devi Lal & Ors.)provided he executes a personal bond in the sum of Rs.30,000/- with two sound and solvent sureties in the sum of Rs.15,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(SATYA PRAKASH PATHAK), J.

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